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**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**

**CIVIL APPELLATE JURISDICTION**

FAMILY COURT APPEAL NO. 51 OF 2006

Shreeniwas Vinayak Lele ... Applicant

V/s

Neeta Shreeniwas Lele ... Respondent

Mrs. Indrayani Koparkar holding for M.P. Deshpande for the applicant.

Mr. K.S. Dewal for the respondent.

**CORAM: S. B. MHASE &**
**SMT. NISHITA MHATRE, JJ.**

**DATED: 5TH MARCH, 2007.**

**P.C.**:

1. The husband and wife both are present. Their counsel are also present.

2. The matter was referred by the High Court to the Mediator, Justice V.R. Datar (Rtd.) by order dated 19.12.2006. The report of the Mediator has been received alongwith letter dated 23.2.2007. The letter and the report is marked "X" for identification. It is reported by the mediator that the husband and wife have settled their matter and have resumed marital relations. Both counsel who are present in the Court alongwith

their clients, namely, husband and wife, report that the matter has been settled between the parties and they have resumed cohabitation. Parties also accept the same. Thus we find that, since the matter has been settled by mediation, the appeal will have to be disposed of in the light of mediator's report. We, therefore, set aside the order and decree passed by the Family Court No.5, Pune in Petition No.C-53 of 2004, dated 25.1.2006 and dispose of the appeal in the light of the mediator's report.

3. Appeal is disposed of accordingly.

4. Office is directed to accordingly draw the decree.

(SMT. NISHITA MHATRE, J.) (S.B. MHASE, J.)